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20 MONY PREAP, EDUARDO VEGA PADILLA,
and JUAN LOZANO MAGDALENO

21 UNITED STATES DISTRICT COURT
22 NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

23 MONY PREAP, EDUARDO VEGA
PADILLA, and JUAN LOZANO
MAGDALENO,

24 Plaintiffs-Petitioners,

25 v.

Case No. 4:13-cv-05754-YGR

STATEMENT OF RECENT DECISION

Ctrm: 5

Judge: Hon. Yvonne Gonzalez Rogers

1 JEH JOHNSON, Secretary, United States
2 Department of Homeland Security;¹ ERIC
3 H. HOLDER, JR., United States Attorney
4 General; TIMOTHY S. AITKEN, Field
5 Office Director, San Francisco Field Office,
6 United States Bureau of Immigration and
7 Customs Enforcement; GREGORY J.
8 ARCHAMBEAULT, Field Office Director,
9 San Diego Field Office, United States
10 Bureau of Immigration and Customs
11 Enforcement; DAVID MARIN, Field Office
12 Director, Los Angeles Field Office, United
13 States Bureau of Immigration and Customs
14 Enforcement,

Defendants-Respondents.

Date Filed: December 12, 2013

Trial Date: Not Set

¹ Jeh Johnson was sworn in as Secretary of the U.S. Department of Homeland Security on December 23, 2013. Pursuant to Federal Rule of Civil Procedure 25(d), he is substituted as a defendant in place of Rand Beers, Acting Secretary of the U.S. Department of Homeland Security.

As permitted by Civil Local Rule 7-3(d)(2), in connection with pending motions before this Court, Plaintiffs respectfully submit as Exhibit A the judicial opinion in *Khoury v. Asher*, No. C13-1367-RAJ (W.D. Wash. March 11, 2014). The *Khoury* opinion addresses issues also before this Court that will be heard in this case on Tuesday, March 18, 2014. *See* Pls.' Mot. for Class Certification (Dkt. No. 8), Pls.' Mot. for Prelim. Inj. (Dkt. No. 23), and Def.'s Mot. to Dismiss (Dkt. No. 24). In *Khoury*, the court grants the plaintiffs' motion for class certification, denies the defendants' motion to dismiss, and terminates the plaintiffs' motion for injunctive relief without prejudice to renew a request for permanent injunction. *See* Ex. A, 23-24.

Plaintiffs additionally submit as Exhibit B the March 7, 2014 order of Immigration Judge Anthony S. Murry, granting bond to Plaintiff-Petitioner Eduardo Vega Padilla.

Dated: March 13, 2014

KEKER & VAN NEST LLP

By: /s/ Jon Streeter

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